



**U.S. Department of Justice**

*United States Attorney  
Eastern District of New York*

JPL  
F.# 2004R00795

271 Cadman Plaza East  
Brooklyn, New York 11201

February 28, 2012

By ECF and Mail

The Honorable Sterling Johnson  
United States District Judge  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: United States v. Harvey Howell  
Criminal Docket No. 04-380 (SJ)

Dear Judge Johnson:

By motion filed on January 9, 2012, the defendant moved, pro se, for a reduction in sentence pursuant to 18 U.S.C. § 3582(c)(2). The defendant based his motion on the recent amendments to the sentencing guidelines for certain crack cocaine offenses. The government respectfully submits this letter to request a brief adjournment until March 5, 2012 to file its response to the defendant's motion.<sup>1</sup> This is the government's first request for an adjournment. The additional time will allow the government to obtain a copy of the sentencing transcript, which is necessary to provide the Court with a complete response

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<sup>1</sup> By Order to Show Cause, the Court directed the government to respond to the defendant's motion by February 24, 2012. The government apologizes for failing to file this adjournment request prior to that date.

to the defendant's motion. Should the Court grant the government's request, a corresponding adjournment would make the defendant's reply, if any, due on March 26, 2012.

Respectfully submitted,

LORETTA E. LYNCH  
United States Attorney

By: /s/  
James P. Loonam  
Assistant U.S. Attorney  
(718) 254-7520

cc: Harvey Howell (by Mail)  
Clerk of Court (SJ) (by ECF)